

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

VELCERA, INC. AND FIDOPHARM, INC.)	
Plaintiffs,)	
v.)	
MERIAL LIMITED,)	
Defendant,)	
<i>and</i>)	C.A. No. 11-134-GMS
)	
MERIAL LIMITED AND BASF AGRO,)	
B.V., ARNHEM (NL), WÄDENSWIL)	
BRANCH,)	
Counterclaim-Plaintiffs,)	
v.)	
VELCERA, INC. AND FIDOPHARM, INC.,)	
Counterclaim-Defendants,)	
<i>and</i>)	
)	
VELCERA, INC. AND FIDOPHARM, INC.,)	
Counterclaim-Plaintiffs,)	
v.)	
BASF AGRO, B.V., ARNHEM (NL),)	
WÄDENSWIL BRANCH,)	
Counterclaim-Defendant.)	

STIPULATION AND ORDER

WHEREAS, the Court held a status conference with the parties to the above matter on Thursday October 27, 2011;

WHEREAS, in a joint stipulation entered November 11, 2011 (the "November 11, 2011 Stipulation") the parties proposed, and the Court agreed, to stay the matter for a period of 90 days to allow for a process in which plaintiffs would provide limited discovery concerning its manufacturing process sufficient to allow counterclaim-plaintiffs to evaluate whether such process implicates the remaining patents-in-suit;

WHEREAS, pursuant to the November 11, 2011 Stipulation the parties were to notify the Court no later than January 25, 2012 whether they wish to continue with the case;

WHEREAS, pursuant to a January 25, 2012 Stipulation, the parties proposed, and the Court agreed, to extend the date for notification of the Court to February 15, 2012;

WHEREAS, pursuant to paragraph 6 of the November 11, 2011 Stipulation, the parties have recently agreed in principle upon the terms of a protective order governing the production of limited manufacturing process discovery, and thus require additional time to produce and evaluate such discovery;

IT IS HEREBY STIPULATED by and between the parties, subject to the approval and order of the Court, that the dates in the January 25, 2012 Stipulation shall be extended as follows: 1) the parties shall notify the Court no later than March 5, 2012 whether they wish to continue with the case; and 2) if the parties notify the Court they wish to proceed with the case, a supplemental response to Interrogatory No. 1 of Plaintiffs' April 8, 2011 First Set of Joint Interrogatories shall be served no later than March 23, 2012.

/s/John G. Day
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Plaintiff BASF Agro B.V., Arnhem (NL),
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SO ORDERED, this ____ day of February, 2012.

Chief Judge